Case 18-12246 Doc 38 Filed 04/08/19 Entered 04/08/19 14:19:47 Desc Main

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Page 1 of 3

**Dated: April 06, 2019** 

The following is SO ORDERED:

DISTRICT OF THE

Jimmy L. Croom
UNITED STATES BANKRUPTCY JUDGE

# IN THE UNITED STATES BANKRUPTCY COURT FOR THE WESTERN DISTRICT OF TENNESSEE JACKSON DIVISION

In re: VIRGINIA I. SPENCER

Debtor

CASE NO.: 18-12246

CHAPTER 7

# CONSENT ORDER RESOLVING TRUSTEE'S OBJECTION TO NATIONSTAR MORTGAGE LLC D/B/A MR. COOPER'S MOTION FOR RELIEF FROM STAY

This matter came before the Court on March 14, 2019 upon Trustee Michael T. Tabor's (hereinafter, "Trustee") objection [Doc. 22] to Nationstar Mortgage LLC d/b/a Mr. Cooper's Motion for Relief from Automatic Stay [Doc. 18] relating to the latter's perfected security interest in real property of the Debtor municipally known as <u>627 Keller Street</u>, <u>Bolivar</u>, <u>Tennessee 38008</u> (hereinafter, the "Property"). By agreement of the parties, the matter is being resolved as follows:

- 1. The Trustee shall have one hundred and twenty (120) days from the date of entry of this order to sell the Property and realize any then-existing equity for the benefit of the bankruptcy estate.
  - 2. Should the Trustee fail to sell the Property within the one hundred and twenty (120)

days provided, Nationstar Mortgage LLC d/b/a Mr. Cooper, its successors or assigns, shall have relief from the automatic stay and abandonment of the Property from the Trustee without further order from the Court, and will be entitled to pursue all of its rights and remedies relating to the Property pursuant to state law as applicable.

#### IT IS SO ORDERED.

# THIS ORDER WAS ELECTRONICALLY SIGNED AT THE TOP OF THE FIRST PAGE.

#### APPROVED FOR ENTRY:

/s/ Michael N. Wennerlund

Michael N. Wennerlund (031332)

ALBERTELLI LAW

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Attorney for Nationstar Mortgage LLC d/b/a

Mr. Cooper

#### /s/ Michael T. Tabor (with permission)

Michael T. Tabor (004736) P.O. Box 2877 Jackson, TN 38302-2877 (731) 424-3074

Chapter 7 Trustee

### **PARTIES TO BE SERVED**:

# **VIA REGULAR MAIL:**

Virginia I. Spencer 627 Keller St. Bolivar, TN 38008 Debtor

#### VIA ECF:

Louis W. Ringger
222 West Baltimore Street, Suite B
Jackson, TN 38301
Attorney for Debtor

### **VIA ECF:**

Michael T. Tabor 203 S. Shannon P.O. Box 2877 Jackson, TN 38302-2877 Chapter 7 Trustee

## **VIA ECF:**

U.S. Trustee Office of the U.S. Trustee One Memphis Place 200 Jefferson Avenue, Suite 400 Memphis, TN 38103

/s/ Michael N. Wennerlund
Michael N. Wennerlund (031332)